

STATE OF WISCONSIN
Assembly Journal
Eighty-Ninth Regular Session

MONDAY, February 5, 1990

The chief clerk makes the following entries under the above date:

AMENDMENTS OFFERED

Assembly substitute amendment 1 to **Assembly Bill 31** offered by committee on Criminal Justice and Public Safety.

Assembly amendment 1 to **Assembly Bill 428** offered by Representative Grobschmidt.

Assembly substitute amendment 1 to **Assembly Bill 510** offered by Representative Lepak.

Assembly amendment 1 to **Assembly Bill 540** offered by committee on Criminal Justice and Public Safety.

Assembly amendment 2 to **Assembly Bill 540** offered by committee on Criminal Justice and Public Safety.

Assembly amendment 1 to assembly substitute amendment 1 to **Assembly Bill 609** offered by Representatives C. Potter, Wineke, Brandemuehl, Turba, Grobschmidt and Volk.

Assembly amendment 1 to **Assembly Bill 669** offered by committee on Criminal Justice and Public Safety.

Assembly substitute amendment 1 to **Assembly Bill 733** offered by committee on State Affairs.

Assembly substitute amendment 1 to **Assembly Bill 741** offered by Representative Lepak.

Assembly substitute amendment 1 to **Senate Bill 258** offered by committee on Judiciary.

Assembly substitute amendment 1 to **Senate Bill 267** offered by committee on Housing, Securities and Corporate Policy.

ADMINISTRATIVE RULES

Read and referred:

Assembly Clearinghouse Rule 89-112

Relating to identification of the test provider used for the written portion of the physical therapy examination and the passing grade.

Submitted by Department of Regulation and Licensing.

To committee on Commerce and Consumer Affairs.
Referred on February 5, 1990.

Assembly Clearinghouse Rule 89-170

Relating to the sales and use tax treatment of telecommunication services.

Submitted by Department of Revenue.

To committee on Ways and Means.

Referred on February 5, 1990.

Assembly Clearinghouse Rule 89-174

Relating to district board member appointments.

Submitted by Board of Vocational, Technical and Adult Education.

To committee on Education.

Referred on February 5, 1990.

Assembly Clearinghouse Rule 89-205

Relating to variable contracts, modified guaranteed life insurance policies and modified guaranteed annuity contracts.

Submitted by Office of the Commissioner of Insurance.

To committee on Financial Institutions and Insurance.

Referred on February 5, 1990.

**INTRODUCTION AND REFERENCE
OF PROPOSALS**

Read first time and referred:

Assembly Joint Resolution 117

Relating to declaring May 29 to June 3, 1990, as National Theater Week.

By Representatives Plache, Notestein, Baldus, Stower, Krug, Young, Rohan, Boyle, Rosenzweig, Hasenohrl, Porter, Underheim and Zeuske, cosponsored by Senators Ulichny, George, Chilsen, Kreul, Burke, Czarnecki, Te Winkle, Van Sistine, Andrea, Kincaid, Rude and Weeden.

To committee on State Affairs.

Assembly Joint Resolution 118

Relating to memorializing several federal and state entities on reconstituted milk.

By Representatives Tregoning, Harsdorf, Turba, Klusman, Ott, Brancel, Van Gorden, Brandemuehl and Coleman.

To committee on Agriculture.

Assembly Joint Resolution 119

Relating to the effective date for any legislative compensation increase or decrease (first consideration).

By Representatives Lorge, Schultz, Walling, Loucks, Zien and Musser.

To committee on State Affairs.

Assembly Bill 831

Relating to school district boundary appeal board review of a denial of the detachment of territory from one school district and its attachment to another school district, the rights of employes who are laid off as a result of school district reorganization and agreements between consolidating school districts to continue operating a program or facility after consolidation.

By Representatives C. Potter, Deininger, Volk and Roberts, cosponsored by Senator Jauch.

To committee on Education.

Assembly Bill 832

Relating to various changes to the compulsory school attendance and truancy laws.

By Representatives Krusick, C. Potter, Deininger, Grobschmidt, Ladwig, Lepak, Porter, Robson, Rosenzweig, Schmidt, Schneiders, Stower, Urban, Van Dreel and Lautenschlager, cosponsored by Senators Andrea, Buettner, Barrett and Te Winkle, by request of Association of Wisconsin School Administrators, Wisconsin Federation of Teachers, Milwaukee Police Association, Wisconsin Chiefs of Police Association, Wisconsin School Psychologists Association, Wisconsin School Social Workers Association.

To committee on Children and Human Services.

Assembly Bill 833

Relating to authorizing the use of housing rehabilitation loan proceeds for new garage construction in certain situations.

By Representative Krusick, cosponsored by Senator Czarnecki.

To committee on Housing, Securities and Corporate Policy.

Assembly Bill 834

Relating to granting creditable service to participating employes under the Wisconsin retirement system for service as a junior teacher that was not previously credited under the state teachers retirement system.

By Representatives Schneiders, Krug, Rosenzweig, Huelsman, Zeuske, Brandemuehl and Tregoning, cosponsored by Senators Burke, Buettner, Ulichny and Lorman.

To Joint Survey Committee on Retirement Systems.

Assembly Bill 835

Relating to special registration plates for motorcycles registered by disabled persons.

By Representative Wineke.

To committee on Highways.

Assembly Bill 836

Relating to notifying a school district that state aid may be withheld.

By Representatives Robson, C. Potter, Notestein, Young, Plache, Barca, Volk, Bock, Moore, Boyle, Musser, Lorge, Underheim, Schneiders, Lahn and Zien,

cosponsored by Senators Czarnecki, Barrett, Ulichny and Buettner.

To committee on Education.

Assembly Bill 837

Relating to the use of flashing amber lamps on rural mail delivery vehicles.

By Representatives Swoboda, Van Dreel, Lorge, Ourada and Musser, cosponsored by Senators Kreul and Cowles.

To committee on Highways.

Assembly Bill 838

Relating to the interest rate for loans under the clean water fund program.

By Representatives Swoboda, Van Dreel, Lorge, Klusman and Bolle, cosponsored by Senators Van Sistine and Lasee.

To Joint Committee on Finance.

Assembly Bill 839

Relating to research on the health-related benefits of ginseng and making an appropriation.

By Representatives Zweck and Huber, cosponsored by Senator Chilsen.

To committee on Health.

Assembly Bill 840

Relating to the salaries of teachers employed by this state.

By Representatives Barca, Robson, Grobschmidt, Goetsch, Loftus, Boyle, Lautenschlager, Bock, Lepak, Coleman, Hamilton, Van Dreel, Young, C. Potter, Huber, Underheim, Seery, Rohan, Zeuske, Black, Ourada and Ladwig, cosponsored by Senators Ulichny, Van Sistine, Lorman, Weeden, Andrea, Kreul, Kincaid and Buettner.

To committee on Labor.

COMMITTEE REPORTS

The committee on Criminal Justice and Public Safety reports and recommends:

Assembly Bill 261

Relating to seizure and forfeiture of vehicles used to flee traffic officers.

Adoption of assembly amendment 1:
Ayes: (14) Noes: (0)

Adoption of assembly amendment 2:
Ayes: (14) Noes: (0)

Passage: Ayes: (12) Noes: (2)
To committee on Rules.

WAYNE WOOD
Chairperson

The committee on Education reports and recommends:

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Assembly Bill 776

Relating to grants to school districts for science, mathematics and technology education and making an appropriation.

Adoption of assembly substitute amendment 1:
Ayes: (11) Noes: (5)

Passage: Ayes: (16) Noes: (0)
To Joint Committee on Finance.

CALVIN POTTER
Chairperson

The committee on Environmental Resources and Utilities reports and recommends:

Assembly Bill 726

Relating to ozone-depleting refrigerant, granting rule-making authority, providing penalties and making appropriations.

Adoption of assembly amendment 1:
Ayes: (12) Noes: (0)

Passage: Ayes: (12) Noes: (0)
To Joint Committee on Finance.

THOMAS SEERY
Chairperson

The Joint Committee on Finance reports and recommends:

Assembly Bill 107

Relating to division of a participant's rights and benefits under the Wisconsin retirement system pursuant to a qualified domestic relations order and making an appropriation.

Adoption of assembly amendment 1:
Ayes: (16) Noes: (0)

Adoption of assembly amendment 2:
Ayes: (16) Noes: (0)

Passage: Ayes: (16) Noes: (0)
To committee on Rules.

Assembly Bill 282

Relating to a sales and use tax exemption for equipment required by handicapped persons to allow them to operate, enter or leave vehicles.

Adoption of assembly amendment 1:
Ayes: (13) Noes: (0)

Passage: Ayes: (13) Noes: (0)
To committee on Rules.

Assembly Bill 558

Relating to the definition of employer under the minimum wage and hours of labor and under the restrictions on use of tests for HIV laws.

Passage: Ayes: (14) Noes: (1)
To committee on Rules.

Assembly Bill 612

An act relating to domestic abuse services and making an appropriation.

Adoption of assembly substitute amendment 1:
Ayes: (15) Noes: (1)

Passage: Ayes: (14) Noes: (2)
To committee on Rules.

WALTER KUNICKI
Assembly Chairperson

The committee on Health reports and recommends:

Assembly Bill 521

Relating to allowing any retired state employe and certain other former state employes to purchase coverage under the state employe group health insurance plan by furnishing evidence of insurability satisfactory to the insurer.

Passage: Ayes: (16) Noes: (0)
To committee on Rules.

Assembly Bill 594

Relating to premium subsidies for certain persons with acquired immunodeficiency syndrome, granting rule-making authority and making an appropriation.

Adoption of assembly amendment 1:
Ayes: (16) Noes: (0)

Passage: Ayes: (12) Noes: (4)
To Joint Committee on Finance.

Assembly Bill 624

Relating to family health benefits counseling and making an appropriation.

Adoption of assembly amendment 1:
Ayes: (16) Noes: (0)

Passage: Ayes: (16) Noes: (0)
To Joint Committee on Finance.

Assembly Bill 649

Relating to qualifications of the state health officer.

Passage: Ayes: (9) Noes: (7)
To committee on Rules.

Assembly Bill 684

Relating to allowing up to 5 refills of certain prescribed drugs on the original prescription upon the authorization of the prescribing practitioner.

Passage: Ayes: (14) Noes: (2)
To committee on Rules.

Senate Bill 292

Relating to review of applications for approval of certain additional beds or of certain activities by a nursing home under the resource allocation program of the department of health and social services; reporting information concerning cancer to the department of health and social services; applying certain insurance laws to federally regulated self-insured health and

disability plans; the telecommunications assistance program; medical assistance eligibility of children in certain adoption placements; assignment by medical assistance recipients of rights to payment of medical expenses; treatment of income in determining eligibility for medical assistance; recovery of public assistance overpayments; and verification of eligibility for certain public assistance benefits (suggested as remedial legislation by the department of health and social services).

Concurrence: Ayes: (16) Noes: (0)
To committee on Rules.

TIMOTHY CARPENTER
Chairperson

The committee on Housing, Securities and Corporate Policy reports and recommends:

Assembly Joint Resolution 101

Relating to housing of primary benefit to persons of low or moderate income (first consideration).

Adoption: Ayes: (9) Noes: (4)
To committee on Rules.

Senate Bill 267

Relating to the priority of certain mortgages and the conveyance of real property by a general partner or by a trustee.

Adoption of assembly substitute amendment 1:
Ayes: (13) Noes: (0)

Concurrence: Ayes: (13) Noes: (0)
To committee on Rules.

SCOTT FERGUS
Chairperson

The committee on Judiciary reports and recommends:

Assembly Bill 725

Relating to possession of firearms by persons who have been involuntarily committed for treatment for mental illness, drug dependency or developmental disability.

Passage: Ayes: (10) Noes: (0)
To committee on Rules.

Assembly Bill 787

Relating to court commissioner powers regarding harassment.

Passage: Ayes: (10) Noes: (0)
To committee on Rules.

Senate Bill 258

Relating to authority of peace officers to close disaster areas and providing a penalty.

Adoption of assembly substitute amendment 1:
Ayes: (8) Noes: (2)

Concurrence: Ayes: (6) Noes: (4)
To committee on Rules.

JAMES RUTKOWSKI
Chairperson

The committee on Natural Resources reports and recommends:

Assembly Bill 660

Relating to creating an environmental education board attached to the department of public instruction, authorizing the board to make grants for environmental education programs, establishing a center for environmental education at the university of Wisconsin-Stevens Point, granting rule-making authority and making appropriations.

Adoption of assembly substitute amendment 1:
Ayes: (13) Noes: (0)

Passage: Ayes: (13) Noes: (0)
To Joint Committee on Finance.

Assembly Bill 715

Relating to eligibility for lake management planning grants.

Adoption of assembly amendment 1:
Ayes: (13) Noes: (0)

Passage: Ayes: (13) Noes: (0)
To committee on Rules.

Assembly Bill 756

Relating to mining for minerals on lands owned by the state and under the jurisdiction of the department of natural resources and providing a penalty.

Adoption of assembly substitute amendment 1:
Ayes: (8) Noes: (5)

Passage: Ayes: (8) Noes: (5)
To Joint Committee on Finance.

SPENCER BLACK
Chairperson

The committee on State Affairs reports and recommends:

Assembly Bill 765

Relating to appearances before or negotiations with state agencies by former state public officials, requests for increased appropriations to state agencies, composition of the ethics board, administration of the lobbying regulation law, prohibited lobbying practices and lobbying disclosure; prohibiting certain university of Wisconsin system officials from serving on boards of directors of certain types of business associations, establishing an institute on ethics in government at the university of Wisconsin-Madison; creating a merit system protection board, protecting disclosures by state employees, creating a committee to study the state civil service system, placing certain state positions in the classified civil service, changing the method of removal of state officers; and rewards and protection from

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retaliatory actions for private persons who report improper activities in state government and making appropriations.

Adoption of assembly amendment 1:
Ayes: (10) Noes: (1)

Adoption of assembly amendment 2:
Ayes: (11) Noes: (0)

Adoption of assembly amendment 3:
Ayes: (10) Noes: (1)

Adoption of assembly amendment 4:
Ayes: (10) Noes: (1)

Passage: Ayes: (6) Noes: (5)
To committee on Rules.

JOHN MEDINGER
Chairperson

COMMUNICATIONS

August 9, 1989

Representative Walter Kunicki
127 South, State Capitol
Madison, WI 53702

Dear Wally:

This is to notify you of your appointment to the state Building Commission, to replace Representative Louise Tesmer, effective immediately.

I plan to name a permanent appointee to the Commission for the remainder of this biennium some time during the upcoming floorperiod.

Sincerely,
TOM LOFTUS
Speaker

December 1, 1989

Representative Marlin Schneider
4 West, State Capitol
Madison, WI 53702

Dear Marlin,

This is to notify you of your appointment as a member of the Legislative Council, effective immediately.

Sincerely,
TOM LOFTUS
Speaker

January 5, 1990

Representative Tom Hauke
220 West, State Capitol
Madison, WI 53702

Dear Tom,

This is to notify you of your appointment, pursuant to s. 13.55, Wis. Stats., to the Commission on Uniform State Laws, effective immediately.

Sincerely,
TOM LOFTUS
Speaker

January 10, 1990

Representative Thomas Loftus
Speaker - Wisconsin State Assembly
Room 211 West, State Capitol
Madison, WI 53702

Dear Speaker Loftus:

I am writing to inform you that in accordance with the Rules of the Assembly, as Chairperson of the Assembly Committee on Agriculture I have established a Subcommittee on Rural Energy.

The membership and purposes of the subcommittee are as follows:

Subcommittee Membership: Representative Marlin Schneider, Chairperson; Representatives Lary Swoboda, Harvey Stower, Charles Coleman and Heron Van Gorden.

Purposes: To hold public hearings of investigation on the increases in costs of home fuel, natural gas and LP gas as they affect the public welfare and health of Wisconsin's rural citizens; if possible, make recommendations for consideration by the Assembly Committee on Agriculture for legislation to address the problems noted by the subcommittee in this issue area; and work with the Assembly Committee on Environmental Resources and Utilities where related issues and facts are of a mutual concern.

Based on the fact the members of this subcommittee are some of the most dedicated members of the Assembly Committee on Agriculture, I am confident the subcommittee will address its responsibilities in a manner reflective of the continued commitment of this 1989-90 Legislature on behalf of Wisconsin agriculture.

Respectfully submitted.

Sincerely,
BARBARA GRONEMUS
Chairperson

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January 23, 1990

Representative Barb Linton
5B East, State Capitol
Madison, WI 53702

Dear Barb,

This is to notify you of your appointment, pursuant to s. 15.155 (4), Wis. Stats., to the Rural Economic Development Board. Your appointment is effective immediately and expires at the end of this legislative session.

Sincerely,
TOM LOFTUS
Speaker

REFERENCE BUREAU CORRECTIONS

Assembly Bill 672

1. Page 5, line 4: strike through "of"; and delete "or".

2. Page 7, line 4: substitute "subsection" for "paragraph".

Assembly Bill 697

1. Page 1, line 1: substitute "74.09 (3)" for "74.09 (1)".

2. Page 2, line 22: on lines 22 and 23, substitute "(3)" for "(1)".

February 1, 1990

Representative Peter Bock
126 West, State Capitol
Madison, WI 53702

Dear Peter,

This is to notify you of your appointment as Chairperson of the Assembly Elections Committee, effective immediately.

Sincerely,
TOM LOFTUS
Speaker